

PATENT APPLICATION DECLARATION AND POWER OF ATTORNEY

I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated next to my name in PART A of page 2 hereof.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first, and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled ENZYMATIC DNA MOLECULES, the specification of which:

_____ is attached hereto

X was filed on April 29, 1998, as Application Serial No. PCT/US98/08677 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed in PART B on page 2 hereof and have also identified in PART B on page 2 hereof any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed in PART C on page 2 hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following as my attorneys or agents with full power of substitution to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

| | | | |
|--------------------|-----------------|--------------------|-----------------|
| Douglas A. Bingham | Reg. No. 32,457 | Emily Holmes | Reg. No. 40,652 |
| Thomas Fitting | Reg. No. 34,163 | Thomas E. Northrup | Reg. No. 33,263 |
| Donald G. Lewis | Reg. No. 28,636 | | |

whose mailing address for this application is:

THE SCRIPPS RESEARCH INSTITUTE
10550 North Torrey Pines Road, Mail Drop TPC-8
La Jolla, California 92037

See Page 2 attached, signed, and made a part hereof.

PATENT APPLICATION DECLARATION AND POWER OF ATTORNEY

PART A: Inventor Information And Signature

Full name of SOLE or FIRST inventor Gerald F. Joyce
Citizenship US Post Office Address 837 4th Street
Encinitas, California 92024

Residence (if different) _____

Inventor's Signature:  Date: 7/2/98

Full name of SECOND joint inventor, if any Ronald R. Breaker
Citizenship US Post Office Address 133 Weatherly Trail
Guilford, CT 06437

Residence (if different) _____

Second Inventor's Signature: _____ Date: _____

Full name of THIRD joint inventor, if any _____
Citizenship _____ Post Office Address _____

Residence (if different) _____

Third Inventor's Signature: _____ Date: _____

Full name of FOURTH joint inventor, if any _____
Citizenship _____ Post Office Address _____

Residence (if different) _____

Fourth Inventor's Signature: _____ Date: _____

Full name of FIFTH joint inventor, if any _____
Citizenship _____ Post Office Address _____

Residence (if different) _____

Fifth Inventor's Signature: _____ Date: _____

PART B: Prior Foreign Application(s)

| Serial No. | Country | Day/Month/Year Filed | Priority Claimed |
|------------|---------|----------------------|--|
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |

PART C: Claim For Benefit of Filing Date of Earlier U.S. Application(s)

| Serial No. | Filing Date | Status: |
|------------|----------------|--|
| 60/045,228 | April 29, 1997 | <input type="checkbox"/> Patented <input type="checkbox"/> Pending <input checked="" type="checkbox"/> Abandoned |

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La Jolla, California 92037

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Full name of SOLE or FIRST inventor Gerald F. Joyce 1-00
Citizenship US Post Office Address 837 4th Street
Encinitas, California 92024 CA
Residence (if different) _____
Inventor's Signature: _____ Date: _____

Full name of SECOND joint inventor, if any Ronald R. Breaker 2-00
Citizenship US Post Office Address 133 Weatherly Trail
Guilford, CT 06437 CT
Residence (if different) _____
Second Inventor's Signature: Ronald Breaker Date: 18 June 98

Full name of THIRD joint inventor, if any _____
Citizenship _____ Post Office Address _____
Residence (if different) _____
Third Inventor's Signature: _____ Date: _____

Full name of FOURTH joint inventor, if any _____
Citizenship _____ Post Office Address _____
Residence (if different) _____
Fourth Inventor's Signature: _____ Date: _____

Full name of FIFTH joint inventor, if any _____
Citizenship _____ Post Office Address _____
Residence (if different) _____
Fifth Inventor's Signature: _____ Date: _____

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